

CALIFORNIA REGIONAL WATER QUALITY CONTROL BOARD
CENTRAL VALLEY REGION
11020 Sun Center Drive, #200
Rancho Cordova, California 95670-6114

NOTICE OF PROPOSED SETTLEMENT
TENTATIVE ADMINISTRATIVE CIVIL LIABILITY ORDER NO. R5-2007-_____

for
STATE OF CALIFORNIA
DEPARTMENT OF CORRECTIONS AND REHABILITATION
MULE CREEK STATE PRISON WASTEWATER TREATMENT PLANT
AMADOR COUNTY

This Notice announces the proposed settlement of Administrative Civil Liability Complaint No. R5-2007-0505, the terms of which are set forth in the above-listed tentative Administrative Civil Liability (ACL) Order. The tentative ACL Order proposes to assess the State of California, Department of Corrections and Rehabilitation (Discharger), an administrative civil liability in the amount of \$50,000. The Discharger may satisfy the Order by (a) paying the entire amount or (b) by completing a Supplemental Environmental Project (SEP), which consists of installing fencing in the lone Valley to prevent cattle from entering Dry Creek, at a minimum cost to the Discharger of \$50,000. If any of the \$50,000 is not expended within one year of approval of the SEP, the Discharger may pay the outstanding amount, unless the project timeline is extended by the Regional Water Board.

This Notice also announces the beginning of a 30-day public review period for the proposed settlement. Comments on the proposed settlement must be submitted in writing and must be received by the Central Valley Regional Water Quality Control Board **no later than 5:00 p.m. on 10 August 2007.**

The State of California, Department of Corrections and Rehabilitation is the owner and operator of the wastewater treatment plant at the Mule Creek State Prison in lone, Amador County. The Discharger operates the wastewater treatment plant pursuant to Waste Discharge Requirements (WDRs) Order No. 5-00-088. On 2 March 2007, the Central Valley Regional Water Board's Executive Officer issued Administrative Civil Liability Complaint No. R5-2007-0505 for certain violations of the WDRs. As described in the ACL Complaint, the Discharger violated the WDRs by discharging partially-treated sewage and sewage sludge to surface water drainage courses, including Mule Creek, and land outside the authorized disposal area on eight separate occasions from July 2006 through January 2007, in violation of California Water Code Section 13350.

Following issuance of the ACL Complaint, the Discharger proposed a Supplemental Environmental Project for the full amount of the ACL Complaint. Under the proposed

settlement, the Discharger may comply with this Order by completing the \$50,000 Supplemental Environmental Project (described above).

The Discharger has expressed its desire to settle the matter and willingness to waive its right to a hearing on Administrative Civil Liability Complaint No. R5-2007-0505.

The public has an opportunity to comment on the tentative settlement prior to the Executive Officer's determination about whether to approve the settlement. A copy of the settlement documents and the files concerning the enforcement action are available at the Regional Water Board offices. The settlement documents are also posted on the Regional Water Board's website at www.waterboards.ca.gov/centralvalley/. You may contact Melissa Hall to arrange to review the files.

Written comments on the settlement must be received by the Regional Water Board **no later than 5:00 p.m. on 10 August 2007**. Comments should be directed to:

Melissa Hall
California Regional Water Quality Control Board, Central Valley Region
11020 Sun Center Drive, #220
Rancho Cordova, CA 95670-6114
(916) 464-4757

Please bring the above information to the attention of anyone you know who would be interested in this matter.

Jack E. Del Conte, Assistant Executive Officer

Date: 10 July 2007